

FOIA Officer
National Labor Relations Board
1015 Half Street, S.E.
4th Floor
Washington, DC 20570
(202) 273-3840

June 20, 2019

FOIA REQUEST

Dear FOIA Officer:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I request access to and copies of the "Signed Charge Against Employer" in NLRB case 03-CA-243522 against Tesla in Buffalo, NY.

I would like to receive the information in a searchable PDF digital file, if possible.

I agree to pay reasonable fees for the processing of this request up to \$15. Please notify me before incurring any expenses in excess of that amount.

Fee Categorization

For fee categorization purposes, I am a representative of the news media. Through this request, I am gathering information for my journalistic work with Bloomberg Law. Bloomberg Law is a subscription-based service providing news and legal content to federal agencies, businesses, attorneys, law students, and the general public. Accordingly, I am only required to pay for the direct cost of duplication after the first 100 pages. 5 U.S.C. § 552(a)(4)(A)(ii)(II); id. § 552(a)(4)(A)(iv)(II).

Request for Expedited Processing

Please provide expedited processing of this request which concerns a matter of urgency. As a Labor and Employment Reporter, I am primarily engaged in disseminating information. The public has an urgent need for information about this charge filed by the USW because it could provide pertinent new information on an ongoing drive to organize employees at Tesla's factory in Buffalo, N.Y. This union drive is being closely watched by members of the public, union leaders, and Tesla shareholders. Details of coercive activity and surveillance by the company have not previously been reported. I certify that my statements concerning the need for expedited processing are true and correct to the best of my knowledge and belief.

Conclusion

If my request is denied in whole or part, please justify all withholdings by reference to specific exemptions and statutes, as applicable. For each withholding please also explain why your agency “reasonably foresees that disclosure would harm an interest protected by an exemption” or why “disclosure is prohibited by law[.]” 5 U.S.C. § 552(a)(8)(A)(i).

I would appreciate your communicating with me by email or telephone, rather than by mail.

I look forward to your determination regarding my request for expedited processing within 10 calendar days, as the statute requires.

Thank you in advance for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'Andrew Wallender', with a long, sweeping horizontal stroke extending to the right.

Andrew Wallender